

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re U.S. Patent Application of:

)
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envelope addressed to: Commissioner for Patents, P.O. Box
1450, Alexandria, VA 22313-1450, on this date.

Applicant(s): Ashish Dubey et al.

)

Serial No.: 10/666,294

)
1/26/04
Date

Filed: September 18, 2003

)
Attorney for Applicant(s)

For: MULTI-LAYER PROCESS AND
APPARATUS FOR PRODUCING
HIGH STRENGTH
FIBER-REINFORCED
STRUCTURAL CEMENTITIOUS
PANELS

Art Unit: 1732

Examiner: Not yet assigned

Registration No. 61,497

**PETITION SUPPORTING FILING DATE OF
COMPLETE NONPROVISIONAL APPLICATION**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice of Omitted Items mailed December 15, 2003, Applicants' Attorney submits the following documents and fees:

1. Copy of Notice of Omitted Items.
2. FIGs. 4 (four) and 5 (five) (see Declaration of Lawrence J. Crain).
3. A check in the amount of \$130.00 for the Petition Fee pursuant to 37 CFR 1.17(h).

Applicants' Attorney respectfully petitions for acceptance of the above-drawing and that the filing date of September 18, 2003 be accorded in this application.

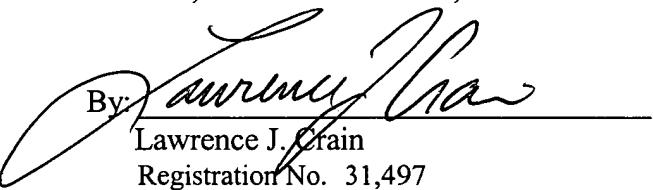
The Commissioner is hereby authorized to charge any additional fees which may be required to this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 07-2069. Should no proper amount be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 07-2069. A duplicate copy of this sheet is enclosed.

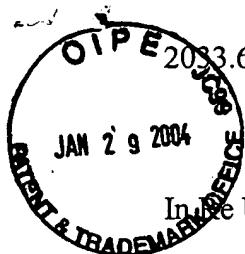
January 26, 2004

300 South Wacker Drive – Suite 2500
Chicago, Illinois 60606
Telephone: (312) 360-0080
Facsimile: (312) 360-9315
Customer Number 24978
P:\DOCS\2033\66886\415844.DOC

Respectfully submitted,

GREER, BURNS & CRAIN, LTD.

By 
Lawrence J. Crain
Registration No. 31,497



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the U.S. Patent Application of:

Applicant(s): Ashish Dubey et al.

Serial No.: 10/666,294

Filed: September 18, 2003

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Art Unit: 1732

Examiner: Not yet assigned

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1/26/04

Lawrence J. Crain
Attorney for Applicant(s)
Registration No. 31,497

DECLARATION OF LAWRENCE J. CRAIN

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This is in response to the Notice of Omitted Item(s) In A Nonprovisional Application filed under 37 CFR 1.53(b) mailed December 15, 2003 in the above-identified application. Applicants submit that FIGs. 4 and 5 contained on sheet 3 of the three sheets of drawings in the application, were submitted with the application on September 18, 2003. The undersigned further declares as follows:

1. I am an Attorney of Record for the present application. I prepared the present application filed by mail with the U.S. Patent and Trademark Office.
2. The enclosed Notice of omitted Items indicates that FIGs. 4 and 5 are missing from the application filed on September 18, 2003.

3. I certify that a true copy of FIGs. 4 and 5 as filed in the present application Serial No. 10/666,294 are enclosed.

4. Applicants' copy of the file includes all three sheets of the drawings (copy of the application as filed enclosed).

5. On Applicants' return postcard, which has been stamped received by the U.S. Patent and Trademark Office on September 18, 2003, there is a listing of the items that were submitted with the application package and sent under Express Mail Certificate No. EL 846179302 US. The postcard lists 3 sheets of informal drawings. The date stamped of the U.S. Patent and Trademark Office acknowledges receipt of the contents contained in the application. FIGs. 4 and 5 are on sheet 3.

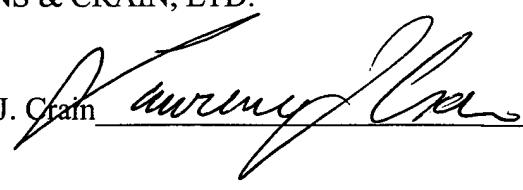
6. The undersigned Attorney and who filed this application, has been practicing patent law for approximately 20 years. It is my customary practice, before submitting a patent application to the U.S. Patent and Trademark Office, to personally count to make sure all application pages and all drawings are with the application. This procedure was performed in this case, and all of the drawings were submitted.

7. This statement is made with the knowledge that willful statements in the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the U.S. Code, and that such willful false statements may jeopardize the validity of this application or any patent issuing thereon.

I declare under perjury that the foregoing is true and correct.

GREER, BURNS & CRAIN, LTD.

Executed On: 1/26/04

By: Lawrence J. Crain 

In re Patent Application of
Ashish Dubey et al.

MULTI-LAYER PROCESS AND APPARATUS FOR . . .

Patent Application
File No. 2033.66886

LJC:lp
September 18, 2003

Transmittal in duplicate; Patent application including twenty-nine (29) pages of Specification, thirty-two (32) Claims and an Abstract; Check for \$1,050.00; Three (3) sheets of informal drawings; Executed Declaration and Power of Attorney; Executed Assignment, Assignment Cover Sheet (in duplicate) w/ check for \$40.00 and Certificate of Express Mail No. EL846179302US.

Commissioner for Patents

Please acknowledge receipt of the above-identified documents by applying
the Patent and Trademark Office receipt hereto and mailing this card.

Respectfully,
GREER, BURNS & CRAIN, LTD. 10/666294



09/18/03



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AM PM	<input type="checkbox"/> 2nd Day <input type="checkbox"/> 3rd Day	Return Receipt Fee
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DATE	DESCRIPTION	INVOICE #	AMOUNT	DEDUCTION	NET AMOUNT
09/18/03	2033.66886 PTO FILING Commissioner of Patents and Trademarks APPLICATION FEE & Extra claims (lrg)	LJC:LP	1050.00		1050.00

CHECK DATE	09/18/03	CONTROL NUMBER	TOTALS ►	Gross:	1050.00	Ded:	0.00	Net:	1050.00
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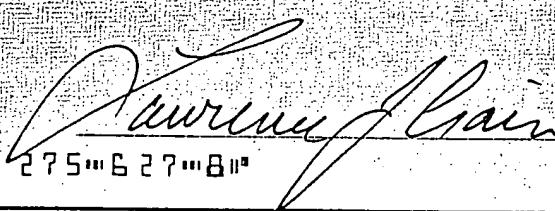
30153

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30154

DATE	DESCRIPTION	INVOICE #	AMOUNT	DEDUCTION	NET AMOUNT
09/18/03	Commissioner of Patents and Trademarks 2033.66886 ASSIGNMENT RECORDINATION FILING FEE	LJC:LP	40.00		40.00

CHECK DATE 09/18/03	CONTROL NUMBER 30154	TOTALS ►	Gross: 40.00	Ded: 0.00	Net: 40.00
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GREER, BURNS & CRAIN, LTD.

30154

COMMISSIONER FOR PATENTS
Mail Stop Patent Application
P.O. Box 1450
Alexandria, VA 22313-1450

PATENT APPLICATION
Date: September 18, 2003
File No. 2033.66886

Sir:

Transmitted herewith for filing is the patent application of
Inventor(s): Ashish Dubey et al.

I hereby certify that this paper is being deposited with the United States Postal Service as EXPRESS MAIL in an envelope addressed to: Mail Stop PATENT APPLICATION, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this date.

9-18-03

Date

David Cannon

Express Mail Label No.: EL846179302US

For: MULTI-LAYER PROCESS AND
APPARATUS FOR PRODUCING HIGH
STRENGTH FIBER-REINFORCED STRUCTURAL
CEMENTITIOUS PANELS

Enclosed are:

(X) 29 pages of specification, including 32 claims and an abstract.
(X) an executed oath or declaration, with power of attorney.
() an unexecuted oath or declaration, with power of attorney.
(X) 3 sheet(s) of informal drawing(s).
() sheet(s) of formal drawings(s).
(X) Assignment(s) of the invention to United States Gypsum Company and Assignment Cover Sheet.
(X) A check in the amount of \$ 40.00 to cover the fee for recording the assignment(s).
() Information Disclosure Statement, Form PTO-1449 and cited references.
() Claim for Priority and Priority Document.

Fee Calculation For Claims As Filed

a) Basic Fee	\$ 750.00
b) Independent Claims	<u>4</u> - <u>3</u> = <u>1</u> x \$ 84.00 = \$ <u>84.00</u>
c) Total Claims	<u>32</u> - <u>20</u> = <u>12</u> x \$ 18.00 = \$ <u>216.00</u>
d) Fee for Multiple Dependent Claims	\$ 280.00 = \$ <u> </u>
	Total Filing Fee \$ <u>1,050.00</u>

() Applicant(s) qualifies as a Small Entity, reducing Filing Fee by half to \$
(X) A check in the amount of \$ 1,050.00 to cover the filing fee is enclosed.
() Charge \$ to Deposit Account No. 07-2069.
(X) The Commissioner is hereby authorized to charge any additional fees which may be required to this application under 37 C.F.R. §§1.16-1.17, or credit any overpayment, to Deposit Account No. 07-2069. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

300 South Wacker Drive – Suite 2500
Chicago, Illinois 60606
Telephone: (312) 360-0080
Facsimile: (312) 360-9315
Customer Number 24978

K:\2033\66886\updTRANS-PAT.doc

GREER, BURNS & CRAIN, LTD.

By *Lawrence J. Crain*
Lawrence J. Crain
Registration No. 31,497

PATENT APPLICATION COVER SHEET
Attorney Docket No. 2033.66886

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9-18-03 David Conner
Date Express Mail No.: EL846179302US

Inventors: Ashish Dubey, Joe W. Chambers, Aaron Greengard,
Alfred C. Li, D. Paul Miller and Michael J. Porter

MULTI-LAYER PROCESS AND APPARATUS
FOR PRODUCING HIGH STRENGTH
FIBER-REINFORCED STRUCTURAL CEMENTITIOUS PANELS

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